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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

MASOUD AFSARI,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary Homeland
 Security; EMILIO GONZALES, USCIS
 Director; DAVID STILL, District Director, DHS,

Defendants.

No. C 07-3028 MEJ

**STIPULATION TO DISMISS AND
~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate plaintiff's application for naturalization and agrees to adjudicate such application within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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1 Date: August 6, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS
3 United States Attorney

4 /s/
5 EDWARD A. OLSEN
6 Assistant United States Attorney
7 Attorneys for Defendants

8 Date: August 3, 2007

9 /s/
10 JEFF GRIFFITHS
11 Attorney for Plaintiff

12 **ORDER**

13 Pursuant to stipulation, IT IS SO ORDERED.

14 Date: August 7, 2007

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17 MARIA ELENA JAMES
18 United States Magistrate Judge